

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF OHIO
EASTERN DIVISION

UNITED STATES OF AMERICA, *ex rel.*
WELLS,

Plaintiff/Relator,

v.

MILLS REALTY AND MANGEMENT CO.,
et al.,

Defendants.

Case No. 2:16-CV-385

Judge Marbley
Magistrate Judge Kemp

FILED UNDER SEAL

ORDER

The United States, having declined to intervene in this action pursuant to the False Claims Act, 31 U.S.C. § 3730(b)(4)(B), the Court rules as follows:

IT IS ORDERED that:

1. The Complaint is unsealed and shall be served upon the defendants by the relator, Stanley Wells;
2. In addition to the Complaint, the seal is lifted as to the filing of this case, this Order, and the Government's Notice of Election to Decline Intervention, which the relator will serve upon the defendants only after service of the Complaint. Any other pleadings filed or orders entered in this case shall remain under seal and not be made public or served upon the defendants;

3. The seal shall not apply to any pleadings filed or orders entered in this action after the filing of the Government's Notice of Election to Decline Intervention, except as otherwise ordered by the Court;

4. The filing of this case and the pleadings that are either unsealed by this Order, or subsequently not filed under seal, shall appear and be made available on the Court's Case Management/Electronic Case Files system;

5. The parties shall serve all pleadings and motions filed in this action, including supporting memoranda, upon the United States, as provided in 31 U.S.C. § 3730(c)(3). The United States may request Court authority to intervene in this action, for good cause, at any time;

6. The parties shall serve all notices of appeal upon the United States; and

7. Should the relator or the defendants propose that this action be dismissed, settled, or otherwise discontinued, the parties shall be required to seek the written consent of the United States before any Court ruling on such a request.


UNITED STATES MAGISTRATE JUDGE

Dated: October 18, 2016